

the article had been shipped by the Southern Mfg. Co., St. Louis, Mo., on or about December 18, 1920, and transported from the State of Missouri into the State of Illinois, and charging adulteration and misbranding in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that mustard hulls had been mixed and packed with, and substituted wholly or in part for, the said article.

Misbranding was alleged in substance for the reason that the statement "Prepared Mustard," appearing in the label on the jug containing the article, was false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was an imitation of, and was offered for sale under the distinctive name of, another article.

On July 5, 1921, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

C. W. PUGSLEY,

Acting Secretary of Agriculture.

9470. Adulteration and misbranding of saccharin. U. S. * * * v. 5 Pounds of Saccharin. Default decree ordering destruction of product. (F. & D. No. 9366. I. S. No. 15620-r. S. No. E-1125.)

On October 1, 1918, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of one can containing 5 pounds of saccharin, remaining in the original unbroken package at Portsmouth, Va., alleging that the article had been shipped by the W. B. Wood Mfg. Co., St. Louis, Mo., on or about August 16, 1918, and transported from the State of Missouri into the State of Virginia, and charging adulteration and misbranding in violation of the Food and Drugs Act.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted of a mixture containing soluble saccharin and 60 per cent of sugar.

Adulteration of the article was alleged in substance in the libel for the reason that it was sold under and by a name recognized in the United States Pharmacopœia, and differed from the strength, quality, and purity as determined by the test laid down in the said Pharmacopœia, official at the time of the investigation, in that its strength and purity fell below the professed standard and quality under which it was sold.

Misbranding was alleged in substance for the reason that the labels of the article bore the following statements, "Soluble Saccharine 500 Soluble in cold water. * * * Quality guaranteed W. B. Wood Mfg. Co. Manufacturing Chemists, St. Louis, Mo. This may be used by dissolving 1 pound of saccharine in 1 gallon of water then each one ounce of this solution is equal in sweetening power to about 4 lbs. of sugar. * * *" which statements and the labeling, "Soluble Saccharine," were false and misleading, and for the further reason that the said article was an imitation of, and was offered for sale under the name of, another article.

On July 12, 1921, no claimant having appeared for the property, judgment was entered ordering the destruction of the product by the United States marshal.

C. W. PUGSLEY,

Acting Secretary of Agriculture.